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To: Examiner Robert Harrell	From: Steven Fischman
Fax: 703-872-9306	Pages: 27 pages including cover sheet
Phone:	Date: 9/7/2004
Re: U.S. Serial No. 09/759,837 Group Art Unit: 2142 Confirmation No: 1902 Docket No: JP919990264US1 (14154)	CC:


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2. Amendment Transmittal Letter (in duplicate)
3. Amendment
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5. Declaration and Power of Attorney evidencing citizenship of Inventor Xiao Yan Chen in response to Office Action
6. Certificate of Transmission By Facsimile
7. Authorization To Act In A Representative Capacity
8. Authorization to charge deposit account

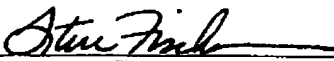
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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8) Applicant(s): Xiao Wei Hu, et al.		Docket No. JP919990264US1 (14154)	
Application No. 09/759,837	Filing Date January 11, 2001	Examiner Robert Harrell	Group Art Unit 2142
Invention: A FRAMEWORK SYSTEM AND METHOD FOR TESTING SERVER PERFORMANCE UNDER MULTIPLE WORKLOADS (As Amended)			
Confirmation No: 1902			
<div style="text-align: center;"> <p>I hereby certify that this <u>AMENDMENT</u></p> <p><small>(Identify type of correspondence)</small></p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>703-872-9306</u>)</p> <p>on <u>September 7, 2004</u></p> <p><small>(Date)</small></p> </div> <div style="text-align: center; margin-top: 40px;"> <p>Steven Fischman</p> <p><small>(Typed or Printed Name of Person Signing Certificate)</small></p>  <p><small>(Signature)</small></p> </div> <div style="text-align: center; margin-top: 40px;"> <p>Note: Each paper must have its own certificate of mailing.</p> </div>			

AMENDMENT TRANSMITTAL LETTER (Large Entity)				Docket No. JP919990264US1 (14154)	
Applicant(s): Xiao Wei Hu, et al.					
Application No. 09/759,837	Filing Date January 11, 2001	Examiner Robert Harrell	Customer No. 23389	Group Art Unit 2142	Confirmation No. 1902
Invention: A FRAMEWORK SYSTEM AND METHOD FOR TESTING SERVER PERFORMANCE UNDER MULTIPLE WORKLOADS (As Amended)					
<u>COMMISSIONER FOR PATENTS:</u>					
Transmitted herewith is an amendment in the above-identified application.					
The fee has been calculated and is transmitted as shown below.					
CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	22 -	22 =	0 x	\$18.00	\$0.00
INDEP. CLAIMS	2 -	3 =	0 x	\$86.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00
 <input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0510/IBM <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.					
 Signature			Dated: September 7, 2004		
Steven Fischman Registration No. 34,594			<div style="border-bottom: 1px solid black; height: 100px; position: relative;"><div style="position: absolute; top: 0; right: 0; font-size: 2em; color: red;">X</div><div style="position: absolute; bottom: 0; left: 0; width: 100%;"><div>I certify that this document and fee is being deposited on with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</div><div style="border-top: 1px solid black; text-align: center; margin-top: 10px;">Signature of Person Mailing Correspondence</div><div style="border-top: 1px solid black; text-align: center; margin-top: 10px;">Typed or Printed Name of Person Mailing Correspondence</div></div></div>		
CC:					

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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)		Docket No. JP919990264US1 (14154)	
Applicant(s): Xiao Wei Hu, et al.			
Application No. 09/759,837	Filing Date January 11, 2001	Examiner Robert Harrell	Group Art Unit 2142
Invention: A FRAMEWORK SYSTEM AND METHOD FOR TESTING SERVER PERFORMANCE UNDER MULTIPLE WORKLOADS (As Amended)			
Confirmation No: 1902			
<p>I hereby certify that this _____ Declaration and Power of Attorney _____ <i>(Identify type of correspondence)</i></p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. 703-872-9306)</p> <p>on <u>September 7, 2004</u> <i>(Date)</i></p> <div style="text-align: center;"> <p>Steven Fischman <i>(Typed or Printed Name of Person Signing Certificate)</i></p> <p> <i>(Signature)</i></p> </div>			
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Invention: A FRAMEWORK SYSTEM AND METHOD FOR TESTING SERVER PERFORMANCE UNDER MULTIPLE WORKLOADS (As Amended)			
Confirmation No: 1902			
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Is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>703-872-9306</u>)			
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Steven Fischman <i>(Typed or Printed Name of Person Signing Certificate)</i>			
 <i>(Signature)</i>			
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Xiao Yan Chen, et al.

Examiner: Robert B. Harrell

Serial No: 09/759,837

Art Unit: 2142

Filed: January 11, 2001

Docket: JP919990264US1 (14154)

For: FRAMEWORK SYSTEM AND METHOD
FOR TESTING SERVER PERFORMANCE

Date:

Confirmation No: 1902

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AUTHORIZATION TO ACT IN A REPRESENTATIVE CAPACITY

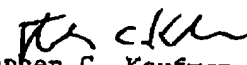
Sir:

The practitioner named below is authorized to conduct interviews and has the authority to bind the principal concerned. Furthermore, the practitioner is authorized to file correspondence in the above-identified application pursuant to 37 C.F.R. §1.34:

FRANK S. DIGIGLIO, Reg. No. 31,346; LEOPOLD PRESSER, Reg. No. 19,827; STEVEN FISCHMAN, Reg. No. 34,594; JOHN S. SENSNY, Reg. No. 28,757; EDWARD W. GROLZ, Reg. No. 33,705; LESLIE S. SZIVOS, Reg. No. 39,394; and WILLIAM C. ROCH, Reg. No. 24,972.

This is not a Power of Attorney to the above-named practitioners. Accordingly, the practitioners named above do not have authority to sign a request to change the correspondence address, a request for an express abandonment, a disclaimer, a power of attorney, or other document requiring the signature of the applicant, assignee of the entire interest or an attorney of record. If appropriate, a separate Power of Attorney to the above-named practitioners should be executed and filed in the United States Patent and Trademark Office.

Respectfully submitted:


Stephen C. Kaufman
Registration No. 29,551

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